

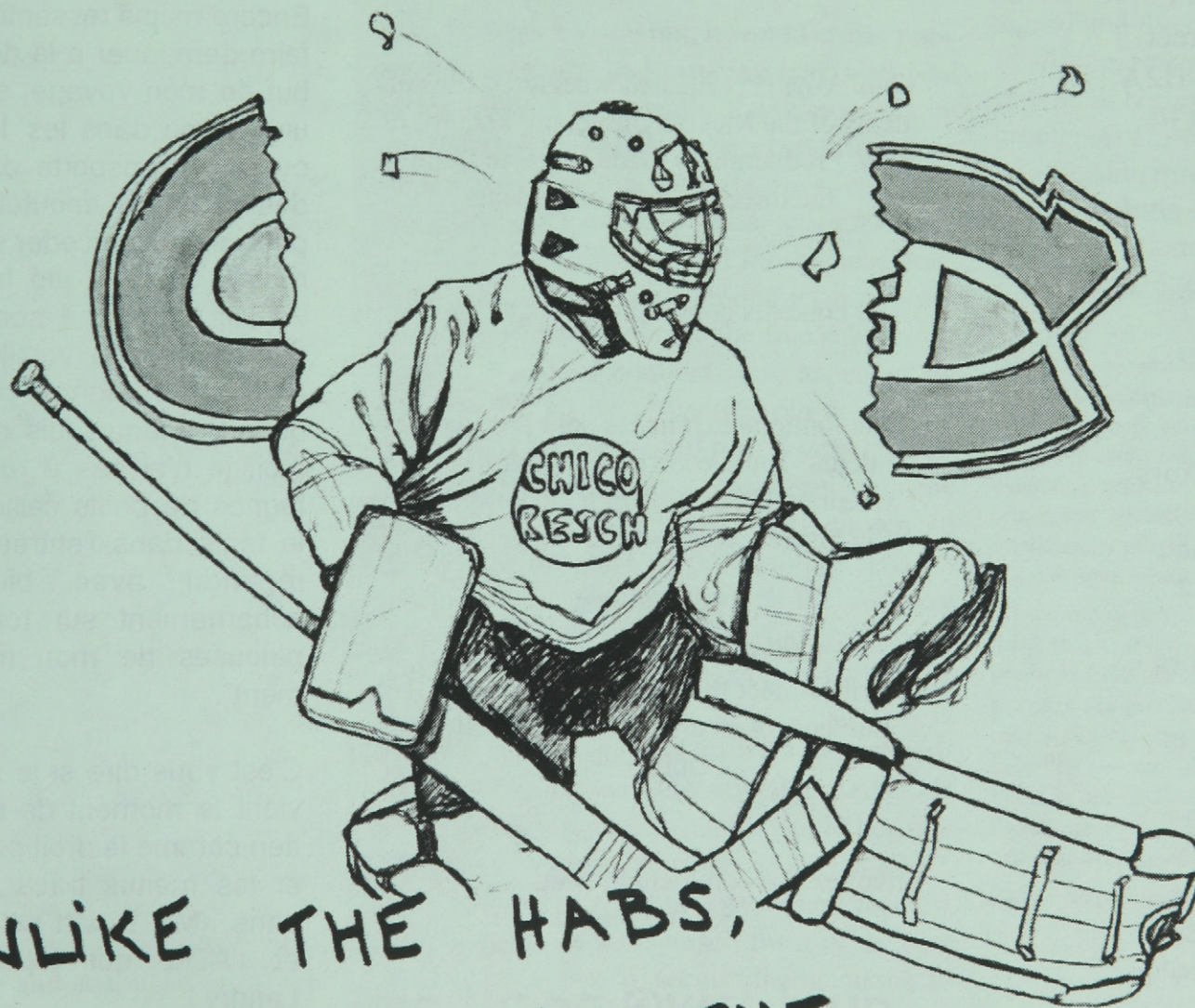
Quid Novi

McGill University Faculty of Law
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2003

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QUID NOVI

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Editor's Note...

Bonjour à tous,

J'espère que vous avez profité de votre semaine de congé. Moi, énormément.

Mais depuis quelques années, j'ai développé une façon novatrice de le faire: ça consiste essentiellement à faire tout ce que je n'ai ni l'envie ni le temps de faire le reste du temps: renouveler des cartes d'assurance maladie, des passeports (et au passage affronter des fonctionnaires hilarants qui ont visiblement tiré les leçons qui s'imposaient des Douze Travaux d'Astérix et qui vous demandent, le nez retroussé et l'air motivé: "Avez-vous le formulaire rose?") faire des démarches bancaires ô combien divertissantes, passer l'aspirateur, etc.

Bref, sans les congés, ma vie serait d'un ennui mortel. Je ne pourrais pas avoir la joie, quand je suis malade, de passer des heures à attendre dans des couloirs à l'urgence aux frais de la princesse. Encore moins ressentir le bonheur de me faire demander à la douane quel était le but de mon voyage, si je compte visiter une ferme dans les 14 prochains jours, ou si je transporte dans mes bagages des œufs de moufette angora. Je ne pourrais pas accéder à l'Internet pour me rendre compte que les factures que je voulais payer ne sont pas accessibles par ce service veuillez réessayer plus tard. Je ne pourrais pas hurler de plaisir quand, chaque fois que je rentre chez moi, je n'ai pas à rouler sur des montagnes de petits cailloux accumulés sur le tapis dans l'entrée et venant du sel répandu avec bienveillance mais acharnement sur tous les trottoirs et pelouses de mon nouvel "arrondissement".

C'est vous dire si je suis content quand vient le moment de revenir étudier: y a rien comme le droit pour vous faire oublier les menus tracasseries de la vie quotidienne. (Mis à part peut-être les élections et l'ADQ qui tapoche sur Bernard Landry.)

Hop la vie!

Fabien

Micturating into the Prevailing Breeze

by Daniel Moure (Law II)

Thoughts on the Social Contract

Members of the Working Group on Faculty Funding and the LSA ad hoc Committee on Faculty Funding, among others, have dedicated a great deal of time to finding a solution to the faculty's funding problems. For this they should be congratulated. I am particularly impressed that the professors have chosen to engage with students and staff in this process. As a result of this collaboration, the first draft of the social contract was published on February 11.

The drafting team has attempted to ensure that the social contract is equitable. For example, only signatories earning over \$40,000 are required to pay. Also, student loan payments are deductible from either the gross income (French version) or the amount payable (English version). Signatories may deduct \$500 for each dependent child, and graduate students are required to pay less than undergraduates. And finally, the social contract promises that non-signatories will not be penalized.

Despite these efforts, I have concerns regarding the social contract. First, education is both a public and a private good. That is, it benefits both society and the individual. Students and professors are privileged members of our society—we are, in effect, subsidized to spend our time thinking. Several responsibilities attach to this privilege, among them ensuring that quality education remains accessible to all members of society. The social contract is more consistent with this responsibility than, say, privatization. It is a McGill Faculty of Law solution, as members of the Working Group have called it, but it is also the type of solution that is available only to professional schools. A consequence of such solutions, as is becoming clear in Ontario, is elite professional schools with brand new buildings while other faculties and departments are left with smaller budgets. Such solutions also alleviate the pressure to improve the quality and accessibility of education in general.

Second, the drafting team presents various possible methods of student approval. Not mentioned among the options is a referendum. A member of the LSA ad hoc

Committee (whom I respect, I hasten to add) told me that ratification by individual students is preferable to a referendum because a referendum would be divisive and lead to resentment. Referenda do not create divisions; they merely bring to the surface the divisions that already exist. The outcome of a binding referendum may lead to resentment, but it would have been the result of a democratic process, and I think most of us would be willing to be bound by such an outcome. But ratification by individual students is problematic. Though it would allow students who disagree with the

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social contract to opt out, it would create pressure to sign, and that pressure may well lead to resentment. The results of a referendum by secret ballot would likely be a better indicator of students' feelings towards the social contract precisely because each student's vote would be anonymous. And for the neoclassicists and game theorists among us, a referendum would also eliminate the free rider problem: if the social contract were approved by referendum, all who benefit from the education would be required to pay. Further, a referendum would be more consistent with the spirit in which the faculty has chosen to engage the students. If professors are represented as "the faculty" through the Working Group on Faculty Funding, students should be represented as "the student body" by the LSA.

Of course, the problem with the referendum option is that the social contract, if approved through referendum, would become binding on current and future students, which may lead the provincial government to view the payments as a disguised form of ex post facto tuition. But it seems disingenuous to base the social contract on a moral rather than a legal obligation in order to circumvent the government's tuition freeze. To misparaphrase the Privy Council, we should not try to do indirectly what we are not permitted to do

directly. Regardless, the LSA, rather than the two Committees, should select the most appropriate method of student approval, since the LSA is students' representative organization.

Third, according to the wording of clause 5(2)(a), the faculty reserves the right to raise tuition beyond the rise in the cost of living unless 75 per cent of the students sign the social contract. Two members of the LSA ad hoc Committee told me that the clause is not intended to imply an ultimatum. If so, clearer wording would be preferable.

Fourth, there is some indication that the figure representing the extra amount required annually (approximately \$4 million) may be incorrect. Any decision regarding the approval of the social contract should be delayed until the correct figure is known.

Fifth, if individual ratification is the approval method chosen, prospective students should be made aware of the social contract through the application materials, possibly by including a copy of the social contract itself and figures indicating the percentage of students who have signed and the revenues raised.

Again, several people have dedicated a lot of time in hopes of solving the faculty's fiscal problems. These comments are not intended to be counterproductive, but to contribute to what has so far been a constructive debate.

¹ A student pointed this discrepancy out to me.

² In 1875, John A. Macdonald, as leader of the opposition, was opposed to the secret ballot on the grounds that a voter should be manly enough to declare his vote in public, even if voting contrary to the wishes of one's employer could lead to dismissal. In our case, the social contract promises that non-signatories will not be discriminated against. Nonetheless, students may fear the implications of not signing when, for example, requesting reference letters.

³ I am not opposed to paying my share. But I prefer to think that that's what taxes are for. Since coming into power in 1993, the Liberals have cut \$100 billion in taxes (some of the cuts have yet to take effect) and reduced the overall federal corporate tax rate by over 40 per cent. All the while we were told that social spending had to be curtailed in order to reduce the deficit and debt. The above figures may put the "biggest budget increase since the Trudeau era," as the Globe and Mail called the latest budget, in perspective. ■

Soir d'été en Avignon

par Soizic Reynal de Saint Michel (Law I)

Le legal memo derrière moi, la semaine de lecture devant moi, assise dans le train pour rentrer chez nous, je dois absolument faire quelque chose, me distraire. Certainement pas du travail par exemple, le premier jour des vacances ? Quelle honte ! Alors je décide d'explorer les dossiers stockés dans le disque dur de mon laptop depuis presque trois ans. Et je retrouve un petit texte que j'avais écrit pendant l'été 2000 lors d'une visite dans ma Provence natale. Sans prétentions je vous le livre tel qu'il est : j'espère qu'il saura vous rappeler des souvenirs si jamais vous êtes passés par Avignon pendant le Festival de théâtre qui s'y tient tous les étés. Et si vous ne connaissez pas cette région, j'espère que cela vous donnera envie d'y faire un tour un de ces jours. J'y ai grandi, et j'en suis partie (et bien partie !) mais la Cité des Papes comme on l'appelle restera toujours "chez moi". Et quand j'en parle, les gens chantent pour moi (même les anglophones de London, Ontario) : "Sur le Pont, d'Avignon, on y danse on y

danse...". Je ne sais pas si c'est une bonne chose, mais c'est quand même quelque chose. Parce que les chansons associées avec London Ontario, il n'y en a pas beaucoup, si vous voyez ce que je veux dire...).

Avignon, ville de mon enfance, de mon adolescence, ville dont j'ai vite fait le tour, le

Et ce don, cette joie qu'ils savent donner avec leurs voix et leurs instruments, en harmonie parfaite, je l'admire et l'envie, moi qui ne suis pas musicienne.

Palais des Papes et le Pont St-Bénézet se banalisent au cours des ans, collège, lycée, fac... on a envie d'aller voir ailleurs.

En l'an 2000 elle est capitale européenne de la culture, et "la Beauté" s'y expose tout l'été ; le Festival l'anime et la surpeuple durant trois semaines. Elle devient alors un haut-lieu de la culture, rendez-vous de quelques ministres et personnalités du show-biz, domaine de tout acteur de théâtre qui se respecte, mais

aussi repère d'anciens et nouveaux babas cool aux pieds nus, aux cheveux crêpés de crasse, fumeurs de joints et joueurs de jumbé, où monsieur Untel, Un Tel, vous et moi nous retrouvons un peu décontenancés, non sans plaisir. Les parades d'acteurs du Off, les spectacles de rue, les mimes qui se mêlent aux passants, les fanfares, les vendeurs de broutilles inutilisables et les portraitistes improvisés investissent la place publique et distraient tout ce petit monde de flâneurs, de festivaliers pressés courant d'un spectacle à l'autre, de touristes arrivés là par hasard et d'indigènes ébahis.

En visite chez mes parents, dans cette ville que j'ai désertée il y a quelques années déjà, où je ne connais plus que peu de gens, je décide une après-midi d'aller faire une course rapide. C'était un de ces jours où l'on n'a pas d'heure, pas d'obligation, où rentrer signifie retrouver une grande maison vide, passer la soirée avec un bon livre, îlot de solitude dans toute cette effervescence ; on s'en souvient ensuite avec le sentiment qu'éprouverait une jeune débutante le lendemain d'un bal où elle n'a fait que regarder les danseurs, sans prendre part à leurs valse. J'avais déjà accepté cette perspective, je marchais d'un ►

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bon pas et à quelques mètres de mon arrêt de bus, j'ai rencontré une amie d'enfance. Les premières politesses passées, quelques nouvelles échangées, une conversation passionnée s'est engagée, comme si depuis nos huit ans nous avions toujours été amies. Avant que nous ne nous en rendions compte, quelques cigarettes et une bière plus tard, il était 10 heures du soir. Je croyais déjà ma soirée sauvée, parcourant les rues étroites de la ville en fête pour enfin rentrer, m'arrêtant ici et là pour attraper au vol quelques impressions, des images, des sourires, je me promettais de dîner d'un sorbet au cacao, lorsqu'au milieu de la rue, plusieurs passants commencèrent à se grouper autour de six musiciens. Oubliant ma glace, je me joignis à eux, et vis l'image même du bonheur, dans toute sa simplicité. Une famille de six, les parents et leurs quatre enfants âgés de onze à dix-sept ans environ, jouaient ensemble avec un tel plaisir et une telle chaleur que les spectateurs de plus en plus nombreux goûtaient unanimement à ce bonheur, le sourire aux lèvres. Comment restituer avec des mots la joie profonde et calme de la mère, ses yeux brillants et son

sourire très doux, très feutré ? Par où commencer pour décrire la fierté du père guitariste, certainement initiateur et maître de ce petit orchestre ? D'une chanson pop à l'autre, les trois filles et la mère échangeaient leurs instruments, tous chantaient sauf le fils percussionniste qui dévorait ses sœurs du regard. Peu importe leur histoire, chacun d'entre nous était ému, même les campeurs un peu crados, très buveurs et un peu paumés, qui avaient cessé de faire la manche et écoutaient, assis à même le bitume. Juché sur des marches, de l'autre côté de la rue, un groupe de scouts jouaient à la perfection le rôle du fan club, lançant des hurras et des sifflets à l'unisson. Nous ne voulions plus partir, nous voulions tous emporter avec nous un peu de leur bonheur. Et ce don, cette joie qu'ils savent donner avec leurs voix et leurs instruments, en harmonie parfaite, je l'admire et l'envie, moi qui ne suis pas musicienne.

J'espère qu'un jour, vous même festivaliers, vous rencontrerez cette famille danoise, qui ne joue en public que pendant les grandes vacances, et seulement ici, à Avignon.

Ce jour-là était mon jour de chance. ■

The Human Cost of War and the Challenge of Democracy

by Derek McKee (Law I)

While I sympathize with Elan Roiz's condemnation of Saddam Hussein, I must say that his article on February 18 entirely missed the point. Those of us who oppose war on Iraq are well aware that Saddam Hussein is horrible. We know he terrorizes his people and the region's environment and that the world would be a better place without him.

There are many reasons to support a war, and I admit that it's a complex issue. I don't think the world's politicians would be so divided if there weren't compelling reasons to take each side. But after much reflection, I am opposed to this war for three major reasons.

The first reason is the human cost of war. Mr. Roiz points out that "we've grown up in a generation which for the most part has not known the carnage and horrors of war"--as if to say that every generation must provide a human sacrifice to appease the gods of "Freedom." But this war would do nothing for freedom. On the contrary, it would diminish freedom considerably, by dropping bombs on Baghdad apartment buildings and blowing people to bits. The long-distance nature of the fighting, designed to keep US soldiers safe,

would inevitably result in civilian casualties. These are not accidents; they are planned strategies and calculated risks.

I am not an extreme pacifist. But unlike those who support this push for war, I do not think that the Iraqi people should be made to pay for Saddam's sins with their bodies. I would be as happy as anyone to see Saddam assassinated, or in jail in the Hague. But I don't think that justifies slaughtering the people he is holding hostage. I think even more Western politicians would agree with me if those people were white.

War should never be taken lightly; the human consequences need to be considered. And the human consequences of a war would be much greater than the human consequences of Saddam remaining in power. Ever since the world called his bluff 12 years ago, Saddam has not presented a threat to anyone. The worst thing that has happened to the Iraqi people since then has been due to sanctions. Saddam is now under the thumb of UN inspectors. Even if he has weapons of mass destruction, he can obviously never use them.

Some have argued that the UN inspections regime is so strict that it's tantamount to a ►

Civisme global*

par Viviana Iturriaga (Law II)

Activités mentales du samedi matin 15 février 2003 :

"J'y vais. "Il fait si froid! " Non, j'y vais pas." " J'y vais. " J'ai une montagne de textes à lire! "Non, j'peux pas y aller. "

Enfin! Après moult délibérés quasi-existentialistes, et le précieux discours de de Villepin à l'esprit, je me suis décidée à y aller.

Où? A la marche pour la Paix bien entendu!

Malgré le fait que je ne sois pas génétiquement conçue pour ces froids (je sais, il y en a qui contestent mes " constatations " de ces faits et qui prétendent que les siècles d'ancêtres passés sur ces terres n'expliquent en rien le fait qu'ils n'aient pas besoin de sortir habillés en cosmonautes...) et que toute la laine, le cuir et la fourrure et les double bas ne me protègent en rien de cet enfer, j'y étais.

Quelle satisfaction! Être présente parmi tous ces gens de tous les âges, de tous les milieux, qui, ensemble, avions un même rendez-vous, pour manifester un seul message : non à la guerre; oui à la suite des issues diplomatiques. L'expérience est inspirante!

Combien de fois nous disons-nous que l'on n'y peut rien, qu'il nous reste qu'à subir ce que ceux au pouvoir décident? " C'est ainsi " que l'on nous dit. Réduits à l'état de consommateurs de droits et usagers de ce système. Combien de fois préférons-nous demeurer dans notre chez-

nous douillet au lieu de nous mettre debout et agir? La démocratie se construit encore et toujours et aujourd'hui la globalisation n'est pas seulement celle des marchés, elle est aussi celle de la conscience civique. Un à un nous pouvons contribuer à une justice politique globale.

Plus d'un million ont défilé à Rome et Berlusconi s'est vu obligé de tempérer son engagement envers l'administration étatsunienne. Serait-ce bientôt le cas d'Aznar et de Blair? Tous ces premiers ministres qui se croient pdg de leur pays me donnent la nausée...mais, peut-être est-ce là notre responsabilité civique : leur rappeler qu'ils sont accountable aux citoyens qui les ont élus, en d'autres termes, qu'ils sont nos employés?

À nous de résoudre le problème d'agency démocratique?

Certainement.

* Par " civisme global " j'entends le dévouement civique, la pratique et l'exercice de la citoyenneté, qui n'est plus restreint à l'État et qui s'ouvre à la planète. " Éthique de la responsabilité politique " <http://www.aix-mrs.iufm.fr> ■

(Human Cost of War, cont'd)

military occupation. If this is true, great! War should be a last resort, and if Saddam can be controlled without resorting to war, even better. Those of us who have been lucky enough to grow up in times of peace should be proud to extend this legacy, rather than rushing into war in order to uphold some perverse sense of tradition.

The second reason I am opposed to this war is that I don't think it would help. A US-led war would leave Iraq in the hands of a puppet regime with dubious legitimacy and a tenuous hold on power. Iraq could easily become the next Afghanistan or Somalia. At best, we could hope for a phony version of democracy similar to that found in many of the former Soviet republics. The international community's thirst for "freedom" will be quenched with oil. Lasting democratic change

in Iraq needs to come from within. Rather than looking at Afghanistan as a model, we could be looking at South Africa, where popular upheaval (combined with international pressure) overthrew an authoritarian regime. And the democratic regime that took power voluntarily dismantled South Africa's nuclear program.

My third reason for opposing this war has less to do with Iraq than it does with the United States. For many of us who oppose the war, how we feel about the war is inseparable from how we feel about American power. When I say that American global hegemony is a bad thing, I know I'll be accused of "anti-Americanism"--which is as silly and inappropriate a term as "appeasement." I am not anti-American; I love the United States for its fantastically multicultural cities with their incredible sense of freedom, its brilliant uni-

versities, its sloppy fast food, its artistic traditions and its incisive movies and music. (Some of my best friends are American!) But I think one can love the United States while still recognizing that the Bush administration's role in global governance has been destructive. (Need I mention Kyoto? the UN Conference on Small Arms? The World Conference Against Racism?)

No matter how great the US is, I don't think it's in anyone's interest to have a single world hegemony. Even if Canada were in such a position, I'd be opposed to it. Less than 1% of the world's population voted for Bush. Why should he have so much power? If we are serious about democracy, we should be working to spread power more equitably among the world's people. In the short term, the least we can do is to resist this hideous concentration of power. ■

Nine Scarlet Thrones

by Edmund Coates (Alumnus I)

Ottawa. 4 December 2004. Iraq's defeat of Canada and our allies shocked the world. Many Canadians find it hard to believe that it is only four months since the Mother of All Battles tanks paraded down Argyle Street in Halifax. The advent of the rule of Sublime President Saddam over Canada brought a whirlwind of innovations, but it had so far left the Supreme Court of Canada unaffected. Thus, law students and legal practitioners were delighted with Sublime President Saddam's latest decree.

Sublime President Saddam first developed his interest in maximizing judicial clarity when he received his law degree from the University of Baghdad. That Sublime President Saddam's law degree was awarded overnight, following the request of the Sublime President, demonstrates the Sublime

Legal observers have long remarked that advances in technology bring declines in the clarity of the Supreme Court's judgments. In the beginnings of the Supreme Court, Justices had to write their judgments by hand, without the help of ambitious clerks with a public policy gleam in their eyes. By the turn of the 20th century, the typewriter indulged increased length and greater obscurity in judgments. Various office machine innovations followed through the years. But none had the corrupting effect of the arrival of the word processor and of clerks on tap (clerks supplied by McGill are reported to have been among the worst policy whores). Of course, technology caught-on with some Justices faster than with others. Upon Justice L'Heureux-Dubé's retirement, The Canadian Lawyer noted how quick she was to "embrac[e] incoming legal technology and [to] become an avid worldwide e-mailer and frequenter of legal chat rooms" (The Canadian Lawyer, September 2002, at 40). The final depravity came with ever-proliferating legal databases, and a greater number of appointments to the Court directly from the faculties of universities (coupled with appointments, from the Courts of Appeal, of judges with no trial-level experience to keep their feet on the ground). Today, judgments on important questions are all too often thornbushes of dissents and concurrences, tossed on rivers of words.

Other judgments on important questions

achieve unanimity through incoherence. Law v. Canada (Minister of Employment and Immigration) [1999] S.C.R. 497 is but one example among a vast flock. This judgment interpreted equality rights under the Charter. To keep all the Justices happy, the Court mashed together all the various legal tests which had been suggested in the past. The Court concocted a crazy quilt purporting to be a legal test, one looping together 10 clashing factors. Following the Civilian maxim "un jugement vaut ce que vaut ses motifs", a judgment whose parts render each other incoherent and unintelligible is worthless (save as some sort of talisman, reassuring people who only read the headnotes that the Court is wiser than ever).

Sublime President Saddam be praised for his wisdom! From now on Supreme Court Justices must write their judgments in their own blood. Future judgments will be brief, clear, and carefully considered. Finally, Canada's Supreme Court judgments will have a sacred aura which will rival that of the judgments of the United States Supreme Court. Given the price of dissents and concurrences, observers predict that both will be nearly nonexistent. As a bonus, the Chief Justice will also find it easier now to wear out annoying older Justices: by assigning them to write a greater and greater number of judgments.

However, observers of the Supreme Court urge Sublime President Saddam to perfect his decree, by adding a number of safeguards. Advocates of a gender balance on the court suggest that Sublime President Saddam only appoint women to the court once they are post-menopausal. Canadian Pharmacists Association President Margaret A. So-►

Today, judgments on important questions are all too often thornbushes of dissents and concurrences, tossed on rivers of words.

President's unparalleled legal acumen. Sublime President Saddam showed his particular concern with improving the quality of Supreme Court judgments by sending his dear son, Uday Hussein, to sign the decree, at Ottawa's Little Mother of All Battles Mosque (formerly Parliament Hill).

merville urges Sublime President Saddam to require a weekly blood sample from each Justice. A D.N.A. analysis of the sample will insure that a Justice does not try to increase his or her influence by receiving secret blood transfusions. Other tests would guard against the use of drugs which stimulate the produc-

tion of hemoglobin.

Of course, the decree of Sublime President Saddam will lead to a new balance of power on the Supreme Court. Big fat Justices will now have more and more influence. But, as Justice Cory ("the cookie man") discovered, big fat justices are, in turn, the most open

themselves to certain types of influence. Upon hearing of the decree of Sublime President Saddam, McGill first-year student Lionello Smitho remarked: "great, maybe now I'll manage to get my readings done in 2 years rather than 3 1/2." ■



Wainwright Lecture 2003

*to be delivered by
the Honorable Mr. Justice Louis LeBel
of the Supreme Court of Canada*

*La protection des droits fondamentaux
et la responsabilité civile*

is presented by the

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Maxwell Cohen Moot Court

3660 Peel Street, Montreal

Thursday, April 3rd, 2003 at 4:30 p.m.

A reception will follow in the Common Room

R.S.V.P. (by March 25) Mrs. Maria Marcheschi

(514) 398-1435 or maria.marcheschi@mcgill.ca

Funny Quotes - the forgotten Quid tradition

by Martin Kavena (Nat.IV)

After a three year pause, I have compiled a few funny quotes for the Quid. This being my fifth year at the Faculty, it seems to me that students and profs are getting less and less funny. Maybe all this talk of funding has made us sour, or maybe I'm just in the wrong classes. My point is, hmm, be more funny.

Profs and students:

- I forgot my cookies, and I can't teach without them
- If you were on a game show, you wouldn't be able to ask that kind of question.
- Go to the website of the White House for a good laugh.
- You're going to ask the question I hope you ask.
- If you want satisfaction, you've got the civil code.
- My conflicts of law methodology hasn't been adopted universally, outside of this classroom.
- [On Locke's labour theory of ownership] If you empty your can of tomato juice into the Atlantic, does it mean you own the whole ocean?
- Prof: I get paid to have my own opinions, and for better or for worse, you pay to listen to them.
- There's the social contract and then there's reality.

A few good lines from the past you might remember:

- If you sit front and center in the class, you like the abuse.
- [Teacher, pointing to student front row center] - you're very vulnerable sitting there.
- It might be unethical to do something, but remember as a lawyer, you're getting paid to do it!
- The CCQ was drafted by many crooks so we have bad sauce... but that's what makes our lives interesting.
- In this building (New Chancellor Day) its either Alaska or Barbados.
- "I only did it once is no defence" - that sounds like Clinton.
- I'm lazy you see, so newspapers provide me with exam questions.
- Justice Spence likes to hand down judgments without going through legal analysis.
- You've asked me a question, and its taking me forever to answer it, which is a problem I have.
- Rogers Cable wanted its cake, and uhh.. how does that go?
- "I have two little people on my shoulders. One of them is Alain, the other one is someone else"
- Hookers and slicers are bad golfers.
- A trained person with muscular legs can kick like a mule
- Sometimes what's crucial to your life is a little flap of skin
- We are the New York Yankees of competitive moots.
- I would save time if I just wrote stuff on my forehead so I wouldn't have to put it up on the board.
- A three wheeled car is a car with two wheels in front and one in the middle.

And for those of you who remember our friend Edmund (Alumnus I):

[class told to look at provisions of Motor Vehicles Act]

[most people continue to look at prof]

Edmund: Perhaps we're looking at you because we've seen you drive.

Prof: I don't think so - I don't have a car.

Edmund: I wonder why!!

Oh, and here's a good one, after 5 years at McGill, I got asked by the female student serving beer at Coffee haus "Do you even go to McGill law??"... what a feel-good way to end my studies. And coming from the Czech Republic (the country that invented Pilsner), let me rant and say that drinking beer from a red plastic mug is sooo bad. ■

L'auberge espagnole

by Elise Labrecque (Law I)

Au détour d'un corridor de métro, vous avez peut-être aperçu la bouille sympathique d'Audrey Tautou (l'Amélie de Jean-Pierre Jeunet), entourée d'une bande de joyeux lurons. C'est que L'auberge espagnole, de Cédric Klapisch, deviendra montréalaise très bientôt. Si vous n'êtes pas déjà convaincu du besoin impératif de profiter des échanges que la Faculté vous offre, ayez la curiosité de passer par l'Ex Centris dès le 21 mars, et vous le serez.

Ce bijou de film raconte l'histoire de Xavier, étudiant parisien typiquement indécis sur son choix de carrière, qui décide de mettre toutes les chances de son côté en allant faire un échange pour parfaire son espagnol à Barcelona, Catalogne, Espagne. Son histoire est celle de découvertes, d'amitiés, de rigolades, d'aventures et de soleil. Mais elle est surtout celle qui attend chacun de nous qui ose mettre le bout du nez hors du connu, vers cet ailleurs si délicieusement exotique qui nous renvoie souvent au plus profond de nous. L'auberge de Xavier était espagnole, la mienne fut suisse, la vôtre sera peut-être anglaise, française, australienne, néerlandaise, ou chilienne, qui sait ?

La Faculté offre cette année encore des dizaines de possibilités de faire un échange. Les procédures sont simples, les possibilités infinies. Il suffit de sauter. Pour avoir vu de nombreux étudiants (dont j'en suis) échafauder des projets de départ, des scénarios, des prévisions, la seule chose dont vous devez vous munir pour partir est un peu d'esprit d'aventure. Vous ne savez pas ce qui vous attend. Vous ne pouvez pas le savoir. Vous ne savez pas si vous aurez LA ville ou l'Université qui est parfaite, a les meilleurs cours, la meilleure réputation. Vous ne pouvez que faire des suppositions. Mais le jeu en vaut la chandelle.

En partant pour Lausanne, il y a deux ans, je n'avais jamais mis les pieds en Suisse. Je partais m'installer dans une ville de 100 000 habitants dont je ne connaissais que le titre de " Capitale olympique ", siège du CIO. Wow. J'ai eu le choix entre Science Po Paris, et l'Université de Lausanne. Pour de multiples raisons, dont le désir de sortir des sentiers battus des franco-québécois, la Suisse hérita d'une petite Élise, chargée de bagages, la larme à l'œil, arrivant un jour de pluie et de brouillard sur les quais de la gare de Genève. Entre cette journée de septembre 2000 et une journée d'août 2002, j'avais retrouvé mon sourire, adopté une ville, un pays, de (nombreux) amis. J'ai terminé mon bac, découvert un extraordinaire professeur de relations internationales qui devint mon directeur de maîtrise, achevé un mémoire et cette maîtrise.

C o m m e
Xavier, je suis surtout devenue moi avec soupçon de tous ces gens dont j'ai croisé le chemin sur les bords du Lac Léman.

L'auberge espagnole de Xavier vous frappera sans doute par son côté extraordinairement sympathique et insolite. Et vous serez éblouis par Barcelona qui est si magnifiquement caméragénique. Mais quel party ! Franchement, ça décoiffe. Le film de Klapisch n'a d'ailleurs qu'un seul défaut, celui de vous faire oublier qu'un échange est aussi, un peu tout de même, un moment de découvertes intellectuelles et académiques. Car les plus sérieux, ou les plus business orientés d'entre nous, seront soulagés d'apprendre que les échanges sont aussi l'occasion de belles découvertes à ce niveau. Au détour d'une allée de bouquins à la bibliothèque des Nations

Unies, j'ai rencontré J. Rawls, G. Loescher, R. McElroy, S. Hoffmann, et compagnie, et ils m'ont suivie jusqu'à Montréal, où ils ont pris une place toute particulière dans ma modeste bibliothèque. Autour d'un séminaire sur l'éthique des relations internationales, dans les mois qui suivirent 11 septembre, j'ai dû intervenir (ou tenter de le faire) en tant que seule nord-américaine autour de la table devant les commentaires, parfois mal informés mais souvent terriblement pertinents, de mes collègues de tous les coins du monde. J'ai dû réinventer cent fois des façons de raconter le Québec, sa position particulière, son américanité, sa francité, sa pluralité. La perspective que donne la distance géographique, mais aussi intellectuelle, par rapport à notre réalité est surprenante de vérité.

L'auberge espagnole a mis la touche finale à mon périple suisse. J'y suis allée à Genève avec Jelena la Bosniaque, Christophe le Français, et Dominic le (tellement) British. Chacune des scènes nous a touchés de réal-

Si vous n'êtes pas déjà convaincu du besoin impératif de profiter des échanges que la Faculté vous offre, ayez la curiosité de passer par l'Ex Centris dès le 21 mars, et vous le serez.

isme. Nous aurions aimé avoir avec nous Grégoire le Suisse, Vibeke la Norvégienne, Raïssa la Portoricaine, et autant de gens avec lesquels nous avons vécu ces scènes d'échanges et de rigolades. J'en suis ressortie souriante et un peu nostalgique. C'était fini. Ce fut court. Ce fut merveilleux.

Xavier est revenu changé de son année sous le soleil de Barcelona. Vous le serez aussi sans doute. Si vous plongez. Si vous prenez la chance que la Faculté vous offre de sortir du petit plan tout tracé que font miroiter les grands cabinets... Faculté, Bon Boulot, Barreau, Gros Boulot, Stage, Très Gros Boulot. Il existe dans tout ça une petite place pour la découverte. ■

**Deadline for the next Quid is Thursday, March 6th at 5pm:
quid.law@mcgill.ca**

Five weeks to go!
**Keep an eye on our next issues for information
on how you can get involved next year.**

Greening the FTAA? :

Towards the Protection of Ecological Integrity in our Hemisphere

On March 17-18, 2003, at McGill University and at the Mont Royal Centre (1000 Sherbrooke St. W) Environmental Law McGill (ELM) will host a major international conference to highlight issues of environmental protection, governance and sustainable development in the context of the Free Trade Area of the Americas (FTAA) negotiations. Entitled "Greening the FTAA?: Towards the Protection of Ecological Integrity in our Hemisphere", the conference is designed to foster an inclusive dialogue between civil society, academia, the private sector, governments, and students from across the Americas.

As a non-profit student association dedicated to the protection of our environment, ELM is uniquely situated to host an impartial event of this nature. The "Greening the FTAA?" conference is being supported financially by: Environment Canada, Department of Foreign Affairs and International Trade, Canadian International Development Agency, Policy Research Initiative, European Commission, International Institute for Sustainable Development, Inter-American Development Bank, McGill Faculty of Law, Export Development Canada, Magna International, TD Bank, International Development Research Centre, McGill School of the Environment, McGill Law Students Association, Student Society of McGill University, and others.

To register, please visit the ELM conference website at www.law.mcgill.ca/elmftaaconference
PLEASE NOTE THAT SPACE IS LIMITED, SO REGISTER EARLY TO AVOID DISAPPOINTMENT.

General inquiries should be directed to elmftaa@hotmail.com

"Reverdir la ZLÉA?":

Vers la protection de l'intégrité écologique dans l'hémisphère

Les 17 et 18 mars 2003, l'Association du droit de l'environnement de McGill (ADEM) sera l'hôte d'une importante conférence internationale, à l'université McGill et au Centre Mont Royal (1000 Sherbrooke O.), qui aura pour but d'étudier les questions de gestion écologique et de développement durable dans le contexte des négociations de la Zone de Libre Échange des Amériques (ZLÉA). Intitulée "Reverdir la ZLÉA? : Vers la protection de l'intégrité écologique des Amériques", la conférence vise à stimuler un dialogue entre la société civile, les universitaires, le secteur privé, les différents paliers gouvernementaux ainsi que des étudiants venant de toutes les Amériques.

En tant qu'association étudiante sans but lucratif et dédiée à la protection de l'environnement, l'ADEM est particulièrement bien placée pour organiser un événement de cette nature. La conférence " Reverdir la ZLÉA? " est supportée par Environnement Canada, le département des Affaires Extérieures et du Commerce International, l'Agence canadienne de développement international, Projet de recherche sur les politiques, la Commission Européenne, la Banque Inter-Américaine de Développement, l'Institut International de Développement Durable, la faculté de droit de McGill, la banque Toronto Dominion, Magna International, Export Développement Canada, le Centre de recherche sur le Développement international, l'École de l'environnement de McGill, l'Association des étudiants en droit de l'Université McGill, et bien d'autres.

Pour vous inscrire, nous vous invitons à visiter le site Internet de la conférence de l'ADEM au www.law.mcgill.ca/elmftaaconference. VEUILLEZ NOTEZ QUE L'ESPACE EST LIMITÉ!

Pour les questions d'intérêt général, écrivez à elmftaa@hotmail.com.

William Amos

Directeur de la conférence de l'ADEM ■

Human Rights In Your Neighbourhood: The Elizabeth Fry Society Comes to McGill

- A message from the Human Rights Working Group -

On Wednesday March 12th, students at the Faculty of Law will have a unique opportunity to learn about the issues faced by women who come into contact with the criminal justice system. In the Moot Court, from 12:30-2:30, representatives from the Quebec branch of the Elizabeth Fry Society will discuss "L'État et situation des femmes en justice penale".

Speaking at the workshop will be:

- Ruth Gagnon, Executive Director
- Marie-France Loisel, a lawyer providing legal services to women in long-term confinement (10 years +)
- Liliane Aflalo, an ex-inmate and intervenant accompagnatrice for Lifeline, a program for women serving life sentences.

The Elizabeth Fry Societies of Canada are a network of organizations named after one of England's first prison reform advocates. Elizabeth Fry was a Quaker who worked to improve living conditions at the notorious Newgate Prison in London during the early nineteenth century. Her "Association for the improvement of female prisoners at Newgate" argued before Parliament for the humane treatment of inmates, and in 1817 began a school for child prisoners, among other reforms. There are currently 22 independent branches of the non-profit society in Canada. All offer services to marginalized women, as well as education for the public. Some of the programs offered by the Quebec branch include:

- La Maison Thérèse-Casgrain: a halfway-house which services an average of 120 women/year with counseling, education and support.
- Counselling: offered in part through the McGill Faculty Of Law Clinic Course
- Paralegal services: volunteers accompany women to court, supervise bail, and provide referrals to legal aid.
- Pre-release training program: a course designed to ease the transition from prison life, offered at Maison Tanguay and at the Joliette Penitentiary.
- Visitation: to individual prisoners and groups.
- EVE: a 12-step, preventative stop-shoplifting program which has a 90% success rate.

This presentation is offered as part of the John Peters Humphrey Human Rights Workshop Series, and is open to all McGill Law students. The event is co-sponsored by the McGill Law Women's Caucus. It is an excellent chance for students interested in the Clinic Course to learn first-hand about one of the organizations involved.

To register for the workshop, contact Audrey DeMarsico (ademar@po-box.mcgill.ca). Preparatory documents will be available at the library a few days beforehand. These materials have been selected by the speakers to facilitate the discussion period. More information about the Elizabeth Fry Societies (Canadian Site) can be found at: www.elizabethfry.ca and <http://www.elizabethfry.qc.ca/fran/index.htm> (Quebec Branch Site). Hope to see you there! ■

Appel d'offre, avis aux intéressé(e)s:

Il est encore possible de vous joindre au comité de révision du Quid.
Envoyez-nous un message à quid.law@mcgill.ca.

Force Majeure Aims for Perfect Record

by Michael Hazan (Law I)

After a heart-breaking loss in the semi-finals last semester, Law's Ball-Hockey Squad, Force Majeure is undefeated this year and poised to make a run at the championship. An inter-faculty rivalry heats up tonight, as Force Majeure takes on the Mighty Geese of Med School at 7:30 at the Fieldhouse.

Solid team defense has been the story all year led by our ageless captain Daryl Davis, Traitor Tim Buckland, Ruby "K-Gun" Kobulnik, Jason Crelinsten and Joltin' Joe Adams. Credit also has to be given to goalie Ayman Daher, who has a goals-against average of 2.00 and earned a shutout in an 18-0 blowout win against With Ourselves.

Last semester, Force Majeure was enjoying a superb season before losing the semi-finals. Davis decided to dip into the free-agent market and sign four hungry rookies to join his veteran squad. Slick Sam Adkins, Steven 'Robaxacet' Lowe, and Neil 'The Hammer' Dzuba have added a spark to an already formidable offence. However, the surprise of the season has been the spirited play of Shmuel Szilagyi. After honing his craft in the hockey hotbed of Israel, Shmuel has a two-game goal-scoring streak and is praying for more.

"Signing these players has given the team quite a lift, and we are going to need a deep bench for the playoffs", said Davis removing his shin-guards after the game.

"We have a great offence coming back from last semester with Dinesh, Pascal Zamprelli, Peter Repetto and a crazy guy I can't name out of fear. To win, we need to have more players and keep the other team running in order to wear them down."

With one game left before the playoffs, Force Majeure is hoping to have intramural championship mugs before the semester is over, so the whole faculty can raise a glass at Coffee Haus. ■

MELSA Art Show

When?

Wednesday, March 5 and Thursday March 6

Where?

Atrium

Featuring the artwork of students from our very own Faculty of Law.
Please stop by and support your talented classmates!

Séance d'information sur le financement de la faculté

Vous ne possédez pas toute l'information nécessaire concernant le financement de la Faculté?

Venez assister à une séance d'information organisée par
le Comité ad hoc des étudiants sur le financement.

Mardi le 4 mars 2003

12h à 13h

Moot Court

Nous répondrons, dans la mesure du possible, à toutes vos questions.

Le salaire des professeurs est-il concurrentiel?

Quel est le budget approximatif de la Faculté?

Quels sont les besoins financiers de la Faculté à court terme?

Quelles sont les options de financement?

Venez en grand nombre: c'est l'occasion idéale pour se bâtir une opinion informée sur le sujet.

P.S.: Les étudiants des études supérieures sont les bienvenus.

Information session On Faculty funding

Are you missing a lot of information on the Faculty funding issue?

Here is a chance to get informed via an information session organized by the Student ad hoc
Committee on funding strategy.

Tuesday, 4 March, 2003

At 12h00-13h00, Moot Court

We will gladly answer any question you may have to the best of our knowledge.

Is the current salary of McGill professor competitive?

What is the current budget of the Faculty?

What are the long-term financial needs of the Faculty?

What options are being explored?

P.S.: Graduate students are more than welcome.

The CPO NEWSLETTER

February 26th, 2003

Hello everyone,

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1) POSTES AU GOUVERNEMENT (STAGES & POSTES D'ÉTÉ)

--NOTE FROM THE MAG ; I WAS ASKED TO INFORM YOU ABOUT THE FOLLOWING :
THE MAG REQUIRES A RÉSUMÉ, A COVER LETTER, TRANSCRIPTS. REFERENCES AND WRITING SAMPLES ARE OPTIONAL.

-- The Crown Law Office ~ Criminal of the Ministry of the Attorney General for Ontario:

Articling position commencing in September for the 2003-04 term:

Counsel in the Crown Law Office - Criminal have responsibility on behalf of the Crown for the preparation and argument of all appeals arising from prosecutions by indictment in Ontario under the Criminal Code. These appeals are argued before the Court of Appeal for Ontario in Toronto and before the Supreme Court of Canada in Ottawa. Well over half of the Office's work is devoted to criminal

appeals. The Crown Law Office - Criminal is the country's largest and busiest appellate office.

Counsel also take carriage of prosecutions which, within the Ministry, are termed "special prosecutions". These cases typically fall into two general categories: i) large scale commercial crime and ii) prosecutions of persons who are involved in the administration of justice.

Apart from litigation, counsel provide a series of specialized legal services to Crown Attorneys and police agencies throughout Ontario.

These services cover a wide range of areas, including, for example: prerogative remedies, search warrants, wiretaps, and extraditions. The Office also assists the Ministry's development of policy in the field of criminal law. Such policy work may serve, for example, as the basis for Ontario's submissions to joint federal-provincial committees dealing with revisions to the Criminal Code. The office's articling students assist counsel in all aspects of the office's work. However, as a practical matter, most of the students' work relates to appeals and/or trials. The Crown Law Office is located in downtown Toronto. However, please note that articling in this office may involve travel.

Deadline: Applications should be submitted no later than Monday, March 10, 2003.

Please send your application by priority post (or other courier service) to ensure timely delivery. An application is complete if it includes a covering letter, a résumé, and transcripts of university grades. Interviews for selected applicants will take place during the latter part of March (likely March 21); they will endeavor to notify selected applicants by March 14. If you are interested, please send your application to the following address:

MILAN RUPIC, CHAIR OF ARTICLING COMMITTEE
CROWN LAW OFFICE - CRIMINAL
720 BAY STREET
10TH FLOOR
TORONTO, ONTARIO

M5G 2K1

For more information, please see the Office's full articling brochure located on the Ministry's website at <http://www.attorney-general.jus.gov.on.ca/english/about/artcl/crimartcl/>

-- Ministry of Attorney General of Ontario, Summer Law Student Opportunities 2003: The Ministry hires between 40-60 summer law students. Their law practices cover every area of substantive law and their students are an integral part of each branch.

They are currently accepting applications for a number of positions for the summer 2003 term in the following areas:

- . Crown Law Office Civil
- . Crown Attorney's Offices (some positions are still available- please check with the regional contact to find out which offices are still hiring)
- . Ministry of Labour - Legal Services Branch
- . Constitutional Law Branch
- . Ministry of Health and Long-Term Care - Legal Services Branch

The spring deadline for submission is February 28, 2003. Please refer to the 2003 Summer Law Student Opportunities - Applicant Handbook (copies available at the CPO for consultation and attached to the Newsletter) for contact details and branch descriptions. For general information please contact: Teresa Santamaria, Coordinator, Strategic Legal Recruitment & Development, 416-326 2449
teresa.santamaria@jus.gov.on.ca

I am pleased to let you know that there are a number of summer jobs still available across the Ministry on both the Criminal and Civil side. The current pay rate is \$16.40 for 1st year students (please note that they don't "actively" recruit for 1st year students however some opportunities may exist - especially within the Criminal Law Division). The pay rate for 2nd year students is \$18.40 per hour.

For addresses, consult Opportunities - Applicant Handbook, available at the CPO (and attached to this Newsletter).

--The Ministry of the Attorney General of Ontario (MAG) is currently recruiting for 2 summer law students (Crown Law Office -

Civil). Their clients range from Ministers to court reporters, and the represent every provincial Ministry, from Agriculture to Transportation.

Contacts:

Ms. Sonal Gandhi, Counsel/Mr. Bryan Guilfoil, Counsel

MAG

720 Bay St., 8th Floor

Toronto (ON)

Tel.: (416) 326-4008

Fax: (416) 326-4181

Email: sonal.gandhi@jus.gov.on.ca or

bryan.guilfoil@jus.gov.on.ca

Deadline: Feb. 28, 2003.

-MAG (articling and summer positions):

Here are 2 new student opportunities within MAG. One is a new summer position that is not listed in their summer handbook; the other is an Articling position commencing in 2003. Please note that for the summer position, the Office of the Public Guardian and Trustee is recruiting a 2nd Year Law Student.

1) 2nd Year Summer Law Student Opportunity

May - August 2003

Office of the Public Guardian and Trustee
Family Justice Services Division
Ministry of the Attorney General

The Office of the Public Guardian and Trustee is part of the Family Justice Services Division of the Ministry of the Attorney General. The Legal Branch of the Office of the Public Guardian and Trustee serves four separate areas: Litigation, Guardianship Services, Corporate Services and the Charitable Property Program. The lawyers in the Legal Branch deal with issues such as: protecting mentally incapable people, protecting the public interest in charities, searching for heirs, investing perpetual care funds, serving victims of crime, dealing with dissolved corporations and making treatment decisions for those unable to do so and without next of kin.

The work in the Office of the Public Guardian and Trustee has often been described as similar to that of a general practice. The only difference is the types of clients that the office deals with. The majority of clients the office represents are mentally challenged.

The Office deals with any issues that arise for the client except for criminal and immigration matters. The student is given several

opportunities to attend Courts and Tribunals and is exposed to a variety of subject matters including family, estates, charities, real estate, corporations, torts, and personal injury. The students are also asked to prepare memoranda of law on a number of issues.

Send your résumé, cover letter and transcripts by February 28th, 2003

to:

Mara Farmer

Office of the Public Guardian & Trustee

595 Bay St. Suite 800

Toronto, Ontario M5G 2M6

E-Mail : Mara.farmer@jus.gov.on.ca

Direct Tel: 416 314 6053

Fax: 416 314 2231

2) Articling Opportunity, 2003-2004 Term
Court Services Division, Ministry of the Attorney General:

The Court Services Division is the Ministry of the Attorney General's largest division and operates more than 250 court offices across the province. The division's policy, planning and program development functions are managed by three Head Office Branches - the Civil/Family Policy & Programs Branch, the Criminal Policy and Programs Branch and the Corporate Planning Branch.

The main functions of the branches include:

- . Provision of legal and operational policy/advice and development of implementation processes in the areas of civil, family and criminal justice
- . Strategic policy development
- . Management and development of new court rules, including drafting legislation and regulations
- . Operational support and advice to court staff
- . Development and review of court manuals, procedures and forms to ensure legal and procedural accuracy

Articling students are actively involved in all areas of work including legal research, development of presentations on policy options, preparation of provincial legislation and regulations, preparation of Cabinet submissions, preparation of briefing materials for senior managers and the Attorney General, and responding to Minister's correspondence. Students also participate in inter- and intra- Ministry committees on legislative and policy initiatives.

Please submit a copy of your resume, cover

letter, and transcripts along with a writing sample by Wednesday, March 26th 2003 to:

Laura Craig, Counsel

Tel:

416 326 1992

Civil/Family Policy & Programs Branch

Fax: 416 326 2095

Court Services Division

E-mail:

laura.craig@jus.gov.on.ca

Ministry of the Attorney General

6th Floor, 720 Bay St

Toronto, Ontario M5G 2K1

--The City of North Bay is currently seeking a first or second year law student to work with the City Solicitor and Municipal Prosecutor as a law clerk for a 12 weeks period during the Summer of 2003. The primary areas of law to which you will likely be exposed include municipal, contract, real estate, corporate, labour and provincial offences. The salary for the position is \$10.00 per hour. If you are interested, forward your application by March 14, 2003.

Contact:

The Department of Human Resources
The Corporation of the City of North Bay
P.O. Box 360
200 McIntyre St. East
North Bay, ON P1B 8H8
Fax: (705) 474-3725

-THE REGIONAL MUNICIPALITY OF NIAGARA (Summer position)

JOB TITLE: Assistant to the Prosecutor,
Office of the Regional Clerk, Provincial
Offences Court Administration

LOCATIONS: Niagara Falls Courthouse,
Welland Courthouse, St. Catharines
Courthouse, Fort Erie Courthouse

REPORTS TO: Senior Prosecutor

JOB SUMMARY: Assist the Prosecutors with prosecutions and appeals for offences under provincial statutes, municipal by-laws in the Provincial Offences Court under the direction of the Senior Prosecutor.

QUALIFICATIONS

(Educational)

- Successful completion of second year of law school including courses in Criminal Law and Evidence
- Experience in a Provincial Court or clinic

setting is desirable.

(Skills & Competencies)

- Excellent oral and written communication skills
- Strong problem solving skills
- Strong interpersonal skills
- Strong attention to detail/accuracy

This position must be posted as Subject to Budget Approval.

Please forward any résumés, along with transcripts, to:

David Brown
Senior Prosecutor
Provincial Offences Court
71 King Street
St. Catharines, Ontario
L2R 3H7

The deadline for receiving resumes is March 14, 2003. We will be interviewing shortly thereafter

--The House of Commons is looking for 1 articling student available for 2003-2004, starting in September 2003. Students are advised that the Office does not have a hire-back policy. For more details check the Boards near the cafeteria.

If interested, please, send a cover letter, résumé, all transcripts, three references (letters are an asset), either with application or at interview stage. Candidates selected for an interview will be asked to submit two writing samples.

Attention:
Suzanne H. Foy, General Legal Counsel
Legal Services
House of Commons
180 Wellington St., Room 509
Ottawa, ON K1A 0A6
Email: lcpc-lep@parl.gc.ca
Fax: (613) 992-4317
Inquiries: (613) 992-1511

- Justice: The deadline for submission of résumés for 2004 - 2005 Common Law positions is Friday, May 9th (the date is subject to change).

Address applications to: Joe Friday, Legal Excellence Program, 284
Wellington Street, Ottawa (ON) K1A 0H8.
Tel: (613) 954-6711, Fax: (613) 941-9955, Web:
<http://canada.justice.gc.ca/emplois>. Send

your application directly.

Applicants must include: a cover letter, résumé, Law School transcripts and references. You will be required to bring an official transcript to your interview.

--REMINDER: The Ministry of Attorney General for British Columbia is currently recruiting law students for 2004/5 Articles. In January, the CPO received recruitment packages to circulate to law students (copies are still available). This information, as well as the questionnaire/application for 2004/5 articles, is also on their website:
http://www.ag.gov.bc.ca/legalservices/student_info/

The deadline for submitting applications is Friday, February 28, 2003, at 4.30 p.m. Pacific Standard Time.

-- Summer Law Student Position - Newmarket Crown Attorney's Office: The Ministry of the Attorney General, Central East Region, seeks a first or second year law student with a strong interest in criminal law and practice to work for a ten week period in the summer of 2003 in the Newmarket Crown Attorney's Office.

THE JOB INVOLVES: Assisting with legal research and writing (including responses to Charter applications, drafting facta, compiling Briefs of Authorities, etc.), assisting Crown counsel with carriage of criminal files, involvement in victim/witness court preparation, meetings with police officers, prosecuting provincial offences and special law-related projects.

SALARY: First year law students will be paid at a rate of \$16.40/hr and second year law students will be compensated at a rate of \$18.40/hr.

DURATION: The position is for a 10 week period commencing after May 10, 2003. There is some flexibility in the start date.

Interested individuals are invited to submit an application, including undergraduate and law school transcripts, to:

Mr. Robert McCreary
Crown Attorney's Office
50 Eagle Street West
Newmarket, Ontario
L3Y 6B1
Fax: (905) 853-4849
CLOSING DATE: March 7, 2003, 5 p.m.

2) POSTINGS (ARTICLING, SUMMER, PART-TIME & OTHER)

--THE ENVIRONMENTAL LAW CENTRE ACCEPTS INTERNS FOR THE SUMMER. YOU CAN SUBMIT AN APPLICATION THROUGH THE PROCEDURE SET OUT ON THE WEBSITE:
WWW.IUCN.ORG/THEMES/LAW/.
STEPHANE LEVY FORWARDED THE TIP TO THE CPO.
HE CAN BE REACHED AT:
STLEVY@ELC.IUCN.ORG.

-- Mair Jensen Blair, Kamloops, BC is a full service law firm. They are currently looking to hire an articling student. Interested candidates should provide a cover letter, résumé, transcripts and reference contacts to Darren Paulsen c/o Mair Jensen Blair at 700 - 275 Lansdowne
St. Kamloops, BC V2C 6H6, via fax: (250) 374-7992 or via e-mail to dap@mjbblaw.com. Web: www.mjbblaw.com.

--LSAT Instructors, Montreal
Start date: Immediately (Please note that this is a part-time position and may be combined with full-time school or work schedules.) End Date: End date of initial course will be June 2003. However, this is an ongoing part-time position and preference will be given to candidates who can commit to teaching for at least one year at desired location.

Description: The Instructor is responsible for running an intensive course of interactive review sessions (held on evenings and weekends) to prepare students to write the LSAT. The classes are small groups of no more than 8 students and the focus is group involvement and "hands-on" learning.

Qualifications: The instructor must have a demonstrated proficiency with the content of the LSAT, evidenced by high scores on an actual LSAT and/or a record of high academic achievement in such disciplines as Linguistics, Philosophy, and English. The instructor must also have exceptional communications skills. High scores on an actual LSAT test are strongly preferred.

Commitment: Each course involves 24 hours of class time (8 3-hour classes). Estimated 12 tutorial hours scheduled at the mutual convenience of the instructor and individual students. Proctoring of 4 practice LSAT tests.

Compensation: Teaching and tutorial hours

are paid at a rate of \$19 per hour to start. Test proctoring is paid at a flat rate of \$40 per test. (Teachers may also qualify for bonuses, raises and other opportunities with The Princeton Review.)

To Apply: Please email or fax a covering letter explaining your interest in the position, your résumé, and a copy of your LSAT score (if unavailable, please quote the score in your covering letter) to Trang Le, Assistant Director of Course Operations at info.toronto@review.com or (416) 944-3233 by March 3rd for the first training session and by March 10th for the second training session.

--SUMMER LAW STUDENT OPPORTUNITIES, Ontario Securities Commission

Opportunities exist for law students who are interested in working at the Ontario Securities Commission this summer.

Currently, it is anticipated that there will be positions in the Capital Markets Branch, and the Enforcement Branch.

Students who are interested in any of the positions described below should have completed at least first year of law school and have an aptitude for, and interest in, legal research and writing. Some of the Branches have additional requirements, which are set out below.

Capital Markets Branch

- Technological developments and globalization of markets are having a profound effect on the structure of Ontario capital markets and the activities of brokers, dealers, financial advisers, exchanges and alternative trading systems. In this rapidly changing environment, the Capital Markets Branch is responsible for considering the impact of these developments, applying existing securities law requirements, considering requests for discretionary relief and developing law reform and policy proposals. The Capital Markets Branch encompasses the Compliance, Market Regulation, Registration and Registrant Legal Services teams.

- The summer student/s will be working with the Market Regulation team, the Registrant Regulation team, and the Director's Office.

Enforcement Branch

- With the objective of protecting investors and promoting market integrity, the Enforcement Branch is responsible for

ensuring that Ontario securities laws are upheld through fair and effective enforcement. The Enforcement Branch encompasses a Case Assessment Team, an Investigation Team, a Surveillance Team and a Litigation Team. Students hired to work in the Enforcement Branch will assist legal counsel with a variety of tasks including: screening/assessing complaints and inquiries received from a variety of sources and relating to the conduct of registrants and other market participants; gathering evidence in connection with informal inquiries and formal investigations to determine whether or not proceedings may be warranted; drafting documents to be used in proceedings (e.g., notices of hearing, statements of allegations and settlement agreements); legal research relating to securities law, administrative law, criminal law, constitutional law and civil procedure; and assisting staff lawyers in examinations, witness interviews and hearings before the OSC and the Provincial Offences Court.

- It is expected that four summer students will be hired to work in the Enforcement Branch. One student will be assigned to the Case Assessment Team, one to the Investigation Team, and two to the Litigation Team.

- Additional Qualifications: Prior litigation-oriented or investigation-oriented experience would be an asset, but is not essential. Completion of basic courses in corporate, securities law and civil procedure would be useful, but is not a requirement.

If you are interested in joining the OSC team, please submit your application to Human Resources:

Human Resources
Ontario Securities Commission
Suite 1900, Box 55
20 Queen Street West
Toronto, ON M5H 3S8

You also may fax your application to (416) 593-8348. The current rate of pay the OSC is offering students is \$27.82 per hour. Your application package should include copies of all undergraduate, graduate and law school transcripts, a c.v. and a cover letter. Your cover letter should specify which of the positions described above you are interested in and why. If you are interested in more than one position, please rank them in order of preference.

The Ontario Securities Commission has agreed to extend their application deadline to Monday March 10, 2003 (because of Spring Break). They have also informed me that they will likely contact students for interviews during the week of March 17, 2003 (toward the end of that week) and will likely interview during the week of March 24, 2003. As a result of the extended deadline, there may be a very short turnaround time between when the OSC would contact students for an interview and then expect them to be able to meet for an interview. In other words, be prepared to interview with the OSC on short notice (ie within a couple of days).

--The B.C. Civil Liberties Association (BCCLA) is currently seeking a Policy Director:

Responsibilities will include: managing all aspects of BCCLA casework including intake, analysis and advocacy in response to complaints; submissions to the Board of Directors; general research on civil liberties issues; public education; law reform advocacy; research and drafting BCCLA positions and policy; litigation support and, if a lawyer, occasional legal representation of the Association; media relations.

Qualifications and Skills required/preferred: degree in law, philosophy or political science or related field; superior knowledge of law and government structure/process; experience with public law litigation; familiarity with civil liberties principles; strong analytical and research skills /inclination for critical thinking; ability to work independently and as part of a team; good communication and interpersonal skills; ability to adapt quickly to changing demands.

Terms: competitive salary; full benefits package.

The BCCLA is a charitable organization, incorporated under the Societies Act that works to promote and protect civil liberties in British Columbia. Formed in 1963, the Association promotes civil liberties values including freedom of expression, privacy, due process and is a strong defender of democratic principles.

For more information regarding the BCCLA, visit their web site: <http://www.bccla.org>.

Send résumés and references by Monday, March 17, 2003 to:
Murray Mollard, Executive Director
425 - 815 W. Hastings St.
Vancouver, B.C. V6C 1B4

--Irving, Mitchell & Associates - ARTI-CLING POSITIONS (& Summer position)

They are hoping to have a position available for the 2004 articling period, but are anxious to have a student work with them over the coming summer months. They would still be pleased, however, to hear from students looking for a stage in 2005 as well.

Irving, Mitchell & Associates is a boutique litigation firm based in Montreal and affiliated with Lerner & Associates in Toronto. The firm is comprised of seven lawyers, practicing exclusively in the areas of commercial, civil and constitutional litigation. They offer the opportunity to work on diverse, challenging files in a small firm environment. Applicants must want to practice in the area of civil litigation and must be fluent in French and English.

To apply, please forward your résumé, with transcripts and references to:

IRVING, MITCHELL & ASSOCIATES
c/o Kurt A. Johnson
4119 Sherbrooke Street West
Westmount, Quebec
H3Z 1A7
(514) 935-4460 (tel)
(514) 935-2999 (fax)
Email: kjohnson@irvingmitchell.com

-- BARSALOU LAWSON

Barsalou Lawson is a downtown law firm specialized in tax matters with an emphasis on tax dispute resolution. They have an immediate opening for a first or second year law student to work on national and international tax litigation. Availability of 15 to 20 hours per week is required. Excellent working conditions and compensation.

Please send your résumé and latest transcripts to Bonnie J. Gallagher at:
b.j.gallagher@barsalou.ca
Fax: (514) 982-2550

3) SECOND ANNUAL PUBLIC INTEREST DAY: PLANNING YOUR CAREER IN PUBLIC INTEREST LAW & SPINLAW

Co-hosted by Osgoode Hall Law School and University of Toronto Faculty of Law: Friday March 7, 2003

The second annual Public Interest Day will give students, lawyers and other professionals an opportunity to connect and share information about developing a legal career that serves the public good. This year, the fair has been expanded to all Ontario law schools and McGill. Arrangements to hold the event at the Ontario Public Service building were made possible with the generous assistance of the Ministry of the Attorney General. The program includes:

- 1) Keynote speaker, Sidney B. Linden, Chair of Board, Legal Aid Ontario and former Chief Justice of the Ontario Court of Justice: "Pursuing a Career as a Legal Aid Lawyer"
- 2) A series of workshops designed for law students who are considering public interest work, such as how to be a public interest advocate, how to make a living in the pursuit of social justice goals, how to find hidden job opportunities in the public sector, and more.
- 3) An information fair with representatives from over 40 public interest organizations. This is not a job fair, but an opportunity to connect students with people working in legal aid clinics, community-based associations, government offices and social justice firms.
- 4) The Public Interest Day is a kick-off event for the student organized SPINLAW conference scheduled for March 8 to 9, 2003. For information, visit their website at www.spinlaw.ca.

When: Friday, March 7, 2003
12:00 - 5:00 p.m.

Where: 900 Bay St. 2nd Floor, Macdonald Block, Ontario Room
(sponsored by the Ministry of the Attorney General)

Directions: The Macdonald Block is a provincial government building located at the southwest corner of Wellesley and Bay. By public transportation: Go to Wellesley station on the Yonge line and walk west to Bay Street. OR Go to Bay Station on the Bloor/Danforth line and take the Bay Bus south to Wellseley. By car: Parking is available under the building (entrance off of Wellesley Street, west of Bay) and will cost between \$10-15.

For REGISTRATION & information:

<http://osgoode.yorku.ca/careers>. The Agenda is posted near the cafeteria.

This is a prelude to the SPINLaw conference organized by the students for the weekend.

SPINLAW:

The Third Annual SPINLAW Conference is on the way! March 7-9, Metro Hall, Toronto, Ontario

SPINLAW is an annual, law-student organized, public interest law symposium featuring progressive, leading voices in public interest law issues of the day, held in downtown Toronto.

This year's conference, from March 7-9, features plaintiffs and lawyers from high-profile Canadian constitutional challenges, key government policy makers, prominent public interest lawyers and well-known human-rights activists.

Law students from across Canada and the northern United States are expected to attend. To learn more about this year's SPINLAW Conference, register, or request information, visit the SPINLAW website at www.spinlaw.ca. Billeting is available, with priority given to attendees from outside the GTA. Food is included in the \$5 registration fee (sliding scale) for Saturday and Sunday, with a by-donation dinner on Saturday night.

Details for that are at www.spinlaw.ca.

4) NALP's 2003 ONLINE NATIONAL APARTMENT EXCHANGE (U.S.)

Law students seeking summer housing and students with housing available for the summer are invited to participate in NALP's free online National Apartment Exchange. Just visit www.nalp.org and follow the link to the Apartment Exchange. It will be available until May 1, 2003.

5) BAR/BRI

Bar/Bri, which offers a New York Bar review course at our Faculty each year, would like to hire a student to act as its representative/administrator. If you intend to enroll in the review course and are interested in carrying out this dual position, Bar/Bri would like to hear from you. Application forms are available at the CPO. All applications must be returned to the CPO by noon on Tuesday, March 4th in order to be consid-

ered by Bar/Bri.

6) LEGAL EDUCATION SOCIETY OF ALBERTA - 2003/2004 Bar Admission Course

The circular no. 2 is now available at the CPO with updates and adds to the information provided in the Circular no. 1. The application form is also available at the CPO. Deadline: April 11, 2003.

7) INTERVIEW PREPARTION WORKSHOP - FASKEN MARTINEAU, Toronto

Fasken Martineau invites students who will be applying for summer 2004 positions to attend an Interview Preparation Workshop at their firm on Saturday, August 16th. They will provide two sessions (a.m. and p.m.)

and registration will be limited to 40 students per session. The Workshop will include a discussion about the interview process, two "mock" interview where firm members will demonstrate a "good" and a "not-so-good" interview, and one-on-one résumé review sessions and/or mock interviews with a firm member. There will also be small discussion groups on a number of topics, including the "social" aspects of the interview process.

Registration will open at 8:00 a.m. on Tuesday, March 11, 2003 and students may not register prior to this time (in the hopes of providing everyone with an equal opportunity to register): web: www.students.fasken.com.

I will be away until March 6. Melissa will be happy to assist you in my absence.

Brigitte St-Laurent
Director
Career Placement Office

For more information, please contact the Career Placement Office by e-mail: brigitte.st-laurent@mcgill.ca / placement.law@mcgill.ca or by telephone: (514) 398-6618 / 398-6159.

All editions of the CPO Newsletter are saved in archives and can be accessed at: <http://lists.mcgill.ca/archives/lawstudent.html>.

The archives of the Faculty of Law email list now require you to login before you will be able to read any of the archived email on the list.

Your login Name is your email address. Your password is your list password. If you don't have a list password or you've forgotten follow these steps: When you are prompted to login just click on "get a new LISTSERV password first." Then follow the on screen instructions. ■



Environmental Law McGill

presents

Greening the FTAA?

Towards the Protection of Ecological Integrity in our Hemisphere

Montréal, Canada
March 17 - 18, 2003

Registration now open. See p.10 for details, or visit www.law.mcgill.ca/elmftaaconference.
ELM is also looking for volunteers - contact us!